



**DECLARATION**  
**AND**  
**POWER OF ATTORNEY**

As a below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled PROGRAM PERFORMANCE MANAGEMENT SYSTEM, the specification of which

(check one)  is attached hereto.

was filed on July 22, 2003 as Application Serial No. 10/624,283 and was not amended.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international applications designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international applications(s) designating at least one country other than the United States of America filed by us on the same subject matter having a filing date before that of the application(s) of which priority if claimed.

<b>PRIOR FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a)-(d)</b>				
<b>Number</b>	<b>Country</b>	<b>Filing Date</b>	<b>Priority Claimed</b>	
			<b>Yes</b>	<b>No</b>

We hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

<b>CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e)</b>	
<b>Provisional Application Number</b>	<b>Filing Date</b>
60/397,651	July 22, 2002

We hereby claim the benefit under Title 35, United States Codes, §120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<b>PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120</b>				
<b>U.S. Applications</b>		<b>Status (check one)</b>		
<b>U.S. Applications</b>	<b>Filing Date</b>	<b>Patented</b>	<b>Pending</b>	<b>Abandoned</b>

  

<b>PCT APPLICATIONS DESIGNATING THE U.S.</b>		
<b>Application No.</b>	<b>Filing Date</b>	<b>U.S. Application No. Assigned (if any)</b>

We hereby appoint David E. Franklin, Registration No. 39,194; Edwin R. Acheson, Jr., Registration No. 31,808; Stephen R. Albainy-Jenei, Registration No. 45,487; William E. Gallagher, Registration No. 35,145; Steven J. Goldstein, Registration No. 28,079; James M. Kipling, Registration No. 26,287; Kelly P. Moore, Registration No. 48,789; Victor C. Moreno, Registration No. 40,732; Ann G. Robinson, Registration No. 39,820; Ria Farrell Schalnat, Registration No. 47,058; David E. Schmit, Registration No. 28,472; Karlyn A. Schnapp, Registration No. 45,558; Ralph J. Skinkiss, Registration No. 26,105; and Kevin S. Sprecher, Registration No. 42,165; c/o Frost Brown Todd LLC, 2200 PNC Center, 201 East Fifth Street, Cincinnati, Ohio 45202 (513) 651-6800 my attorneys, with full power in each of them, of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Cindy Whitacre

Inventor's Signature

C. Whitacre

(Date)

Residence: Jacksonville, Florida

Citizenship: U.S.

Post Office Address: 4459 Sycamore Pass Court E, Jacksonville, FL 32258

Full name of second joint inventor: Myra Royall

Inventor's Signature

Myra Royall

1/14/2004  
(Date)

Residence: Jacksonville, Florida

Citizenship: U.S.

Post Office Address: 12749 Dogwood Hill Drive, Jacksonville, FL 32223

Full name of third joint inventor: Tom D. Olsen

Inventor's Signature

Tom D. Olsen

1/25/04  
(Date)

Residence: Salt Lake City, Utah

Citizenship: U.S.

Post Office Address: 1224 East Parkway Avenue, Salt Lake City, UT 84106

Full name of fourth joint inventor: Tina Schulze

Inventor's Signature

Tina Schulze

1/15/04  
(Date)

Residence: Saint Charles, Missouri

Citizenship: U.S.

Post Office Address: 2047 Graystone Drive, Saint Charles, MO 63303

Full name of fifth joint inventor: Robert White

Inventor's Signature

Robert White

1/14/04  
(Date)

Residence: Jacksonville, Florida

Citizenship: U.S.

Post Office Address: 11720 Seaward Court, Jacksonville, FL 32225

Full name of sixth joint inventor: Nancy Newman

Inventor's Signature

Nancy Newman

1/14/2004  
(Date)

Residence: Jacksonville, Florida

Citizenship: U.S.

Post Office Address: 354 West Seventh Street, Jacksonville, FL 32225